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ER 89-2144/1 *p*



INSPECTOR GENERAL

18 May 1989

NOTE TO: Director of Central Intelligence

Judge,

I was very pleased that we invited Lloyd Cutler to speak at the Agency. His remarks about shared power and making divided government work are very relevant to our discussions with [] about access to inspection reports.

However, I write this note for another reason. I may be old-fashioned, but I believe when the DCI has a guest of Cutler's stature who has been asked to speak, the auditorium should be close to full- [] out of [] employees is not too much to ask. Cutler's topic was very relevant to understanding problems we face.

You may not feel as I do, but you may wish to make an observation on this topic at breakfast.

[]
William F. Donnelly

*Bill
I agree entirely &
will raise it — remind
me if I don't. Thanks
WFD*



ER 89-2144



Washington, D. C. 20505

May 17, 1989

The Honorable Lloyd N. Cutler
Wilmer, Cutler & Pickering
1666 K Street, N. W.
Washington, D. C. 20006

Dear Lloyd:

I hope you could tell from the attentiveness of the audience and the quality of the questions how much you stimulated our group in the Bubble this afternoon. I understand that your remarks were taped and that a transcript will be prepared. I am hopeful that, with your permission, we can extend your thoughts to a larger readership through one of our key publications inside the Intelligence Community.

As we discussed at lunch, we sometimes feel like the nut in the nutcracker when trying to respond to oversight in a divided government. Your thoughts were all the more appreciated on this account.

Many thanks for giving so much of your time in the midst of a hectic schedule to be with us. It was a great privilege to have you at Langley, and I hope we can coax you back again soon.

Warmest regards and many thanks again,

Sincerely,

William H. Webster
Director of Central Intelligence

Distribution:

0-Addressee
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P-3B-12
DCI
EXEC
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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

DCI - Introduction of Lloyd Cutler 17 May 1989

FROM

Acting Director, Public Affairs

EXTENSION

NO.

DATE

11 May 1989

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TO: (Officer designation, room number, and building)

DATE

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COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

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DCI
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P-313-JR

PAO 89-0162

11 May 1989

JUDGE:

RE: Your introduction of
Lloyd N. Cutler
17 May 1989 2:00 p.m.
Headquarters Auditorium

You are scheduled to introduce Lloyd N. Cutler, senior partner at Wilmer, Cutler, and Pickering, when he speaks to Agency employees on "Power Sharing in a Divided Government." Mr. Cutler's visit is being sponsored by the Agency's Committee for the Bicentennial of the Constitution.

Your proposed introductory comments have been coordinated with [REDACTED]
[REDACTED] and are attached (see opposite for cards).

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The following schedule has been set for Mr. Cutler's visit:

- 1215 Mr. Cutler arrives in front of the main lobby at Headquarters and is met by Mr. Bruemmer. Mr. Bruemmer greets him and accompanies Mr. Cutler to Judge Webster's office.
- 1230 Judge Webster and other Agency officials have lunch with Mr. Cutler in the DCI Dining Room (names of attendees to be forwarded by OGC).
- 1355 Judge Webster, Mr. Cutler, and Mr. Bruemmer will proceed to the auditorium via the DCI elevator.
- 1400 Judge Webster goes to the podium to introduce Mr. Cutler as the guest speaker.
- 1500 Accompanied by Judge Webster, Mr. Cutler is escorted from the auditorium to depart CIA.

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Attachments:
As stated



PROPOSED REMARKS
BY
WILLIAM H. WEBSTER
DIRECTOR OF CENTRAL INTELLIGENCE
AT THE
INTRODUCTION OF LLOYD N. CUTLER
MAY 17, 1989

IT'S A PLEASURE TO WELCOME ALL OF YOU TO THIS PART OF THE AGENCY'S PROGRAM COMMEMORATING THE BICENTENNIAL OF THE RATIFICATION OF THE CONSTITUTION AND THE DRAFTING OF THE BILL OF RIGHTS. FOR THOSE OF YOU WHO HAVEN'T YET SEEN THE SPECIAL EXHIBIT ON THE FIRST FLOOR, I URGE YOU TO TAKE A LOOK. THE CENTERPIECE OF THE EXHIBIT IS THE BIBLE USED BY GEORGE WASHINGTON WHEN HE TOOK THE OATH OF OFFICE AS THE NATION'S CHIEF EXECUTIVE IN 1789 -- THE SAME BIBLE GEORGE BUSH USED AT HIS INAUGURAL IN 1989.

TWO HUNDRED YEARS AFTER ITS RATIFICATION, THE CONSTITUTION OF THE UNITED STATES CONTINUES TO BE WHAT ONE OF ITS ORIGINAL DRAFTERS SAID IT WAS -- THE BOND OF OUR UNION, THE SHIELD OF OUR DEFENSE, AND THE SOURCE OF OUR PROSPERITY.¹ AND AS WE CELEBRATE THE ANNIVERSARY OF THE DOCUMENTS WHICH FORM THE BASIS FOR OUR GOVERNMENT, I THINK IT IS IMPORTANT TO REMEMBER THAT DEMOCRACY HAS NOT COME EASILY. THE MAYFLOWER COMPACT, THE DECLARATION OF INDEPENDENCE, THE CONSTITUTION, AND THE BILL OF

RIGHTS WERE ALL IMPORTANT STEPPING STONES. ALL AMERICANS ARE THE TRUSTEES OF THAT LEGACY OF FREEDOM AND DEMOCRACY. AND TODAY, I THINK, IS AN APPROPRIATE TIME TO REAFFIRM OUR COMMITMENT TO OUR DEMOCRATIC SYSTEM AND THE RULE OF LAW WHICH PROTECTS IT.

THIS AFTERNOON, WE ARE VERY FORTUNATE TO HAVE WITH US A REAL STUDENT OF THE CONSTITUTION, LLOYD N. CUTLER -- A MAN WHO HAS COMBINED AN ILLUSTRIOUS CAREER IN THE LAW WITH A STRONG AND ONGOING COMMITMENT TO PUBLIC SERVICE. IN A CAREER SPANNING A HALF CENTURY, MR. CUTLER HAS ESTABLISHED A REPUTATION AS AN OUTSTANDING CORPORATE LAWYER, A PRO BONO CHAMPION OF WORTHY CAUSES, AND A TROUBLE-SHOOTER FOR THE GOVERNMENT. ONE OF HIS COLLEAGUES HAS DESCRIBED MR. CUTLER AS "A CORPORATE GODFATHER BY DAY AND MOTHER TERESA BY NIGHT."²

A NATIVE OF NEW YORK CITY, MR. CUTLER RECEIVED HIS UNDERGRADUATE AND LAW DEGREES FROM YALE UNIVERSITY. AFTER

BEING ADMITTED TO THE NEW YORK BAR IN 1940, HE PRACTICED IN NEW YORK FOR SEVERAL YEARS BEFORE BECOMING A PARTNER AT COX, LANGFORD, STODDARD & CUTLER. IN 1962, HE WAS INSTRUMENTAL IN THE FOUNDING OF WILMER, CUTLER & PICKERING AND BECAME SENIOR PARTNER, A POSITION HE STILL HOLDS.

KNOWN AS "THE CONSUMMATE PROFESSIONAL," MR. CUTLER HAS REPRESENTED MANY OF THE CORPORATE GIANTS IN THIS COUNTRY ON ANTITRUST, SECURITIES, ACQUISITIONS, AND OTHER MATTERS. YET HE IS JUST AS WELL KNOWN FOR HIS COMMITMENT TO CIVIL LIBERTIES AND OTHER PROGRESSIVE CAUSES.

IN 1963, MR. CUTLER HELPED FOUND THE LAWYERS' COMMITTEE FOR CIVIL RIGHTS UNDER LAW. IN 1967, HE SERVED AS SPECIAL COUNSEL TO THE PRESIDENT'S COMMITTEE ON URBAN HOUSING. A YEAR LATER, HE SERVED AS EXECUTIVE DIRECTOR OF THE NATIONAL COMMISSION ON THE CAUSES AND PREVENTION OF VIOLENCE. AS A HIGHLY RESPECTED CONSTITUTIONAL LAWYER, HE HAS REPRESENTED CIVIL RIGHTS GROUPS, PEACE ACTIVISTS, AND CAMPAIGN-FINANCE REFORMERS, ARGUING MANY CASES BEFORE THE SUPREME COURT.

IN 1979, MR. CUTLER WAS APPOINTED COUNSEL TO PRESIDENT CARTER -- IN MY VIEW, ONE OF THE FINEST APPOINTMENTS PRESIDENT CARTER MADE DURING HIS TERM OF OFFICE.

MR. CUTLER, AS MANY OF YOU KNOW, FIRMLY BELIEVES THAT MORE MUST BE DONE TO ATTRACT AND KEEP TALENTED PEOPLE IN PUBLIC SERVICE. AS CHAIRMAN OF THE QUADRENNIAL COMMISSION ON LEGISLATIVE, EXECUTIVE, AND JUDICIAL SALARIES, HE RECOMMENDED A SIGNIFICANT INCREASE IN FEDERAL SALARIES. HE ALSO SERVED ON PRESIDENT BUSH'S COMMISSION ON FEDERAL ETHICS LAW REFORM.

AS MEMBERS OF THE COUNCIL OF THE AMERICAN LAW INSTITUTE, HE AND I HAVE WORKED TOGETHER TO IMPROVE THE LAW AND ITS ADMINISTRATION.

LLOYD CUTLER IS KNOWN NATIONALLY -- AND INTERNATIONALLY -- AS A MAN WHO DOES WITH UTMOST SKILL WHATEVER HE SETS OUT TO DO. HE IS HERE TODAY TO TALK ABOUT "POWER SHARING IN A DIVIDED GOVERNMENT," A CONSTITUTIONAL ISSUE HE HAS CONSIDERED FOR A LONG TIME. PLEASE JOIN ME IN WELCOMING HIM.

FOOTNOTES

1 This statement was made by Gouverneur Morris of New York (1752-1816), at a funeral ceremony for Alexander Hamilton at Trinity Church, New York City, on 14 July 1804. Morris was a member of the Continental Congress and of the committee that drafted the Constitution. The relevant passage of the speech is attached.

2 This quotation from one of Cutler's former government colleagues originally appeared in NEWSWEEK and was repeated in the January, 1989 edition of REGARDIES. The relevant passage of the REGARDIES article is attached.